



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/699,301	10/31/2003	John M. Raterman	NOR-1152	3926

37172 7590 04/12/2006

WOOD, HERRON & EVANS, LLP (NORDSON)
2700 CAREW TOWER
441 VINE STREET
CINCINNATI, OH 45202

EXAMINER

WILKENS, JANET MARIE

ART UNIT PAPER NUMBER

3637

DATE MAILED: 04/12/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/699,301

Applicant(s)

RATERMAN ET AL.

Examiner

Janet M. Wilkens

Art Unit

3637

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 10 February 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-14 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 2/10/2006.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

Claim Rejections - 35 USC § 102

Claims 1, 2 and 6 are rejected under 35 U.S.C. 102(b) as being anticipated by Munson. Munson teaches an apparatus (Figs. 1 and 2) comprising: a base (14) with a sidewall (15a) and top surface (21). The base also includes an opening (see Fig. 2), a drawer (24) and a coupling member/flange (20) proximate the top surface and configured to secure a device/dispenser to the top surface. Note: the dispenser is not positively being claimed in combination with the apparatus.

Claims 1, 6 and 7 are rejected under 35 U.S.C. 102(b) as being anticipated by Lyons. Lyons teaches an apparatus (Fig. 9) comprising: a base (52) with a sidewall and top surface. The base also includes a drawer (21,22) and a coupling member/flange with horizontal leg (Fig. 14; leg numeral 59) proximate the top surface and configured to secure a device/dispenser to the top surface. Note: the dispenser is not positively being claimed in combination with the apparatus.

Claim Rejections - 35 USC § 103

Claims 1-14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Woodlief et al in view of Hunter. Woodlief teaches an apparatus (Figs. 1 and 2) comprising: a base (38) with a sidewall and top surface. The base includes a coupling member (10) proximate the top surface for securing an adhesive dispenser (12) thereto. The coupling member includes a plate and first and second dispenser engaging members (16,18,20,22) with various flanges. For claims 1 and 8, Woodlief fails to teach that the base includes a drawer, sliding shelf or swing-out plate. Hunter teaches a base

Art Unit: 3637

(10) for a machine that includes a drawer (11) therein. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify the apparatus of Woodlief by using an alternate base therein, i.e. using the base of Hunter instead of the base presently used therein, to provide a base having the additional feature of article storage.

For claims 2 and 9, since the mounting plate of Woodlief in view of Hunter already includes cable openings (26, 28), to add corresponding openings in the base would have been an obvious consideration, to provide a path to route cables of the dispenser under the apparatus and then to a power source, etc.

Response to Arguments

Applicant's arguments filed February 10, 2006 have been fully considered but they are not persuasive.

First, the examiner contends that the references of Woodlief and Hunter are analogous references. Both teach the use of bases in conjunction with machinery. In Hunter, the base includes a drawer. In Woodlief, the base includes attachment means between the base and machine, i.e. a hot melt adhesive system. As stated above, to modify the base of Woodlief by making it a structure with a drawer would have been obvious to one of ordinary skill in the art, for the article storage advantage stated above. The fact that Hunter teaches a different type of machinery is irrelevant. Hunter is only being used for its base teaching.

Second, the examiner argues that Munson and Lyons teach all of the limitations found in the claims. Please note: claim 1 states that the coupling member is "configured to removably secure the adhesive dispenser to said top surface". The securement means found in each are "configured to removably secure a device, e.g. an adhesive dispenser" thereto. As shown in the reference of Beeh (2,252,542 cited previously) and Woodlief (used in a separate art rejection), adhesive dispensers come in various shapes and sizes. Furthermore, as stated above, the dispenser is never positively claimed; therefore, the bases only need to be capable of securing such a member thereto. Also for Lyons, since feet are common on machinery, these feet would be used as part of the securement of this machinery on the base of Lyons.

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

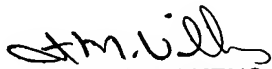
A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janet M. Wilkens whose telephone number is (571) 272-6869. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on (571) 272-6867. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Wilkens
April 10, 2006


JANET M. WILKENS
PRIMARY EXAMINER
Art Unit 3637